IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

MONDAY, THE 12TH MARCH 2007 / 21ST PHALGUNA 1928

OP.No. 7236 of 2002(J)

PETITIONER:

KSRTC REP.BY ITS MANAGING DIRECTOR,
TRANSPORT BHAVAN, EAST FORT, TRIVANDRUM.

BY ADV. SRI.K.PRABHAKARAN, SC, K.S.R.T.C.

RESPONDENTS:
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1. THE REGIONAL TRANSPORT AUTHORITY,
KOLLAM, REP. BY THE SECRETARY.

2. SRI.K.SURESH BABU, THEKKEKARA
PUTHENVEEDU, CHINDRAVALLAPPEROOR, KILIMANOOR.

BY GOVERNMENT PLEADER SMT.N.SUDHADEVI
SRI.K.V.GOPINATHAN NAIR
SRI.K.PRABHAKARAN, SC, K.S.R.T.C.

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 12/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON CMP. NO.12836/2002 IN OP. 7236/2002

DISMISSED

12.03.2007 **SD/- K.BALAKRISHNAN NAIR, JUDGE**

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE TRIVANDRUM – TRIVANDRUM CIRCULAR SCHEME.

EXT.P2:- COPY OF THE ORDER IN MVARP NO.202 /01 DT.10.10.01.

EXT.P3:- COPY OF THE ORDER NO.ENDT. NO.C2-11482/2000/Q DT.6.4.01.

/TRUE COPY/

tss

K.BALAKRISHNAN NAIR, J.

O.P. NO. 7236 OF 2002-J

JUDGMENT

The petitioner challenges the order of the 1st respondent granting concurrence for the renewal of a permit on the route Kottiyam – Karatte, operated by the 2nd respondent. Since the petitioner did not challenge the renewal of the permit by the original authority, the permit was already issued and the 2nd respondent was operating throughout. Now, almost five years are over. In view of the above position, the O.P has become practically infructuous. Accordingly, the Original Petition is closed. If the permit is renewed, the petitioner will be free to challenge the same. All its contentions are kept open.

12th March, 2007. K.BALAKRISHNAN NAIR, JUDGE.

Nm/

K.BALAKRISHNAN NAIR,J.

O.P.NO.7236/2002 – J

JUDGMENT

12.3.2007.